

COUNTY LOCAL LAWS

SECTION 2-15.4 CONSTRUCTION AND INSTALLATION OF THE SYSTEM

(A) UPON COMMENCEMENT OF THE OPERATION OF THE SYSTEM, IT SHALL BE CAPABLE OF TRANSMITTING AT LEAST TWENTY-FOUR (24) CHANNELS FOR DELIVERY TO RESIDENTIAL SUBSCRIBERS. SAID SERVICES ARE TO BE RENDERED TO PUBLIC OR QUASI PUBLIC FACILITIES OR BUILDINGS WITHOUT CHARGE. IN ADDITION, THE SYSTEM WILL BE CONSTRUCTED WITH THE CAPABILITY OF PROVIDING TWO-WAY OR "RETURN" COMMUNICATIONS.

(B) THE COMPANY SHALL PROVIDE ALL RESIDENTIAL SUBSCRIBERS TO BASIC SERVICE AND ALL PUBLIC OR QUASI PUBLIC FACILITIES WITH A CONVERTER, WITH NO LESS THAN 24-CHANNEL CAPACITY AS HEREINABOVE REFERRED, FOR EACH TELEVISION RECEIVER THAT IS CONNECTED TO THE SYSTEM. THE COMPANY SHALL SUPPLY SUCH CONVERTERS FOR A CHARGE OR DEPOSIT THAT SHALL NOT EXCEED THE COMPANY'S COST FOR SAME.

(C) THE COMPANY SHALL CONSTRUCT AND/OR EXTEND THE INSTALLATION OF ITS SYSTEM, THROUGHOUT THE COUNTY, IN THE MANNER AND IN ACCORDANCE WITH THE TIMETABLE SET FORTH IN THE FRANCHISE. IT SHALL COMMENCE CONSTRUCTION NO LATER THAN ONE YEAR FROM THE EFFECTIVE DATE OF THE FRANCHISE, OR WITHIN ONE YEAR AFTER FINAL, LEGAL RESOLUTION OF ANY APPROVALS OR ACTIONS THAT MAY BE REQUIRED BY THE FCC, WHICHEVER IS LATER, AND SHALL HAVE COMPLETED OR SUBSTANTIALLY COMPLETED CONSTRUCTION WITHIN FIVE (5) YEARS FROM THE DATE ON WHICH CONSTRUCTION IS COMMENCED.

"SUBSTANTIALLY COMPLETE CONSTRUCTION" SHALL MEAN HEREIN THE ABILITY TO PROVIDE BASIC SERVICE TO ALL AREAS THROUGHOUT THE COUNTY IN WHICH THE DENSITY OF RESIDENTIAL SUBSCRIBERS IS 100 OR MORE PER SQUARE MILE.

(D) THE COMPANY MAY BE REQUIRED TO INTERCONNECT, DIRECTLY OR BY USE OF MICROWAVE, ITS SYSTEM WITH ANY OTHER BROADBAND COMMUNICATIONS FACILITY OPERATING IN AN ADJACENT AREA. SUCH INTERCONNECTIONS SHALL BE MADE WITHIN ONE HUNDRED TWENTY (120) DAYS OF A REQUEST MADE BY THE COUNCIL. FOR GOOD CAUSE, THE COMPANY MAY REQUEST AND RECEIVE REASONABLE EXTENSIONS OF TIME TO COMPLY WITH THIS REQUIREMENT. IF A PERMIT FROM ANOTHER GOVERNMENTAL AGENCY IS REQUIRED TO PROVIDE SUCH INTERCONNECTION, THE COMPANY WILL EXERT ITS BEST EFFORTS TO OBTAIN, OR WHERE APPROPRIATE TO ASSIST